

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

<b>WILLIAM DUANE LEWTON, et al.,</b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	<b>8:09CV2</b>
<b>vs.</b>	)	
	)	<b>ORDER</b>
<b>DIANNA DIVINGNZZO, et al.,</b>	)	
	)	
<b>Defendants.</b>	)	

**IT IS ORDERED** that the parties' Joint Motion to amend the final progression order (Doc. 100) is granted, and the Final Progression Order (Doc. 49, as amended by Docs. 76 & 98), is further amended as follows:

1. Motions in limine challenging the admissibility of expert testimony at trial under Fed. R. Evid. 702 shall be filed by **November 15, 2010**, and shall be accompanied by a request for a hearing, if necessary. Any other motions in limine shall be filed no later than **March 28, 2011**.

2. Motions for Summary Judgment shall be filed no later than **November 30, 2010**.

3. Disclosures of nonexpert witnesses, in compliance with Fed. R. Civ. P. 26(a)(3) shall be made on or before **January 14, 2011**.

4. Trial exhibits, in compliance with Fed. R. Civ. P. 26(a)(3) shall be served upon opposing counsel and filed with the court on or before **April 1, 2011**. Plaintiffs and defendants shall provide a list of all exhibits they expect to offer by providing a numbered<sup>1</sup>

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<sup>1</sup>Exhibits must be listed on approved forms available from the clerk and on the court's Web site, <http://www.ned.uscourts.gov/forms> > "Exhibit List," or on forms prepared in substantially the same format. **The exhibits must be numbered in accordance with the procedure set in [NECivR 39.3](#).**

listing and permitting examination of such exhibits, designating on the list those exhibits the parties may offer only if the need arises.

5. All other existing deadlines remain in effect.

**DATED October 7, 2010.**

**BY THE COURT:**

**s/ F.A. Gossett, III  
United States Magistrate Judge**